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ORIGINAL
FILED

JUN - 6 2005

RICHARD W. WIEKONG
CLERK U.S. DISTRICT COURT,
NORTHERN DISTRICT OF CALIFORNIA

6 Attorneys for Plaintiff, HITACHI, LTD.

8
9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION

12 HITACHI, LTD., a Japanese corporation,

13 Plaintiff,

14 v.

15 PROVIEW INTERNATIONAL HOLDINGS,
LTD., a Bermuda corporation; PROVIEW
16 ELECTRONICS CO., LTD., a Taiwanese
corporation; and PROVIEW
17 TECHNOLOGY, INC., a California
corporation,

18 Defendants.

C 05 02305

Case No.

ELECTRONIC CASE FILING

NOTICE OF RELATED CASES PVT

(Case Related to Civ. No. C 03 5792 WHA
and cases filed concurrently)

[Civil L.R. 3-12]

20 TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF
21 CALIFORNIA:

22 Pursuant to Civil L.R. 3-12, plaintiff Hitachi, Ltd. ("Hitachi") hereby gives notice that this
23 case is related to (1) *Top Victory Electronics, et al. v. Hitachi, Ltd.*, Case No. C 03 5792 WHA
24 (EMC) (dismissed on November 16, 2004); (2) *Hitachi, Ltd., a Japanese Corporation v. Amtran*
25 *Technology Co., Ltd., a Taiwanese Corporation*, filed concurrently; and (3) *Hitachi, Ltd. v.*
26 *Tatung Company, a Taiwanese corporation; and Tatung Co. of America, Inc., a California*
27 *corporation*, filed concurrently. (Cases (2) and (3) collectively, "Concurrent Related Cases").

28 NOTICE OF RELATED CASES



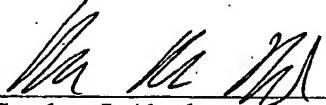
1 Civil L.R. 3-12(a) provides that “[a]n action is related to another action when: 1) The
2 actions concern substantially the same parties, property, transaction or event; and (2) It appears
3 likely that there will be an unduly burdensome duplication of labor and expense or conflicting
4 results if the cases are conducted before different Judges.” Civil L.R. 3-12(a).

5 This case and the Concurrent Related Cases concern the same patents previously asserted
6 by Hitachi Ltd. against Top Victory Electronics (Taiwan) Co. Ltd., Envision Peripherals, Inc.,
7 TPV International (USA), Inc., Top Victory Electronics (Fujian) Co., Ltd. and TPV Electronics
8 (Fujian) Co., Ltd. Therefore, the cases share common legal and factual issues. It would, thus,
9 conserve judicial resources and promote an efficient determination of the action to have this case
10 assigned to Judge William Alsup.

11 Dated: June 6, 2005

12 Respectfully submitted,

13
14 McDERMOTT WILL & EMERY LLP

15 By: 
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Elaine M. Heal

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20 Attorneys for Plaintiff, HITACHI, LTD.
MPK 92314-1.017575.0688

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RICHARD W. WIEKING
CLERK OF COURT
NORTHERN DISTRICT OF CALIFORNIA

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10 Attorneys for Plaintiff, HITACHI, LTD.

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14 HITACHI, LTD., a Japanese corporation
15 Plaintiff,

16 v.
17 AMTRAN TECHNOLOGY CO., LTD., a
18 Taiwanese corporation,

Defendant.

19 Case No. C 05 02301
20 ELECTRONIC CASE FILING

21 NOTICE OF RELATED CASES

22 (Case Related to Civ. No. C 03 5792 WHA
23 and cases filed concurrently)

24 [Civil L.R. 3-12]

25 TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF
26 CALIFORNIA:

27 Pursuant to Civil L.R. 3-12, plaintiff Hitachi, Ltd. ("Hitachi") hereby gives notice that this
28 case is related to (1) *Top Victory Electronics, et al. v. Hitachi, Ltd.*, Case No. C 03 5792 WHA
(EMC) (dismissed on November 16, 2004); (2) *Hitachi, Ltd., a Japanese corporation v. Tatung
Company, a Taiwanese corporation; and Tatung Co. of America, Inc., a California corporation*,
filed concurrently; and (3) *Hitachi, Ltd. v. Proview International Holdings, Ltd., a Bermuda
corporation; Proview Electronics Co., Ltd., a Taiwanese corporation; and Proview Technology*.

NOTICE OF RELATED CASES

EXHIBIT



Inc., a California corporation., filed concurrently. (Cases (2) and (3) collectively, “Concurrent Related Cases”).

Civil L.R. 3-12(a) provides that “[a]n action is related to another action when: 1) The actions concern substantially the same parties, property, transaction or event; and (2) It appears likely that there will be an unduly burdensome duplication of labor and expense or conflicting results if the cases are conducted before different Judges.” Civil L.R. 3-12(a).

This case and the Concurrent Related Cases concern the same patents previously asserted by Hitachi Ltd. against Top Victory Electronics (Taiwan) Co. Ltd., Envision Peripherals, Inc., TPV International (USA), Inc., Top Victory Electronics (Fujian) Co., Ltd. and TPV Electronics (Fujian) Co., Ltd. Therefore, the cases share common legal and factual issues. It would, thus, conserve judicial resources and promote an efficient determination of the action to have this case assigned to Judge William Alsup.

Dated: June 6, 2005.

Respectfully submitted,

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6 Attorneys for Plaintiff, HITACHI, LTD.

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RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 SAN FRANCISCO DIVISION

11 HITACHI, LTD., a Japanese corporation, C Case No. 05-02302
12 Plaintiff,
13 v.
14 TATUNG COMPANY, a Taiwanese corporation; and TATUNG CO. OF
15 AMERICA, INC., a California corporation,
16 Defendants.
17

18

19 TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF
20 CALIFORNIA:

21 Pursuant to Civil L.R. 3-12, plaintiff Hitachi, Ltd. ("Hitachi") hereby gives notice that this
22 case is related to (1) *Top Victory Electronics, et al. v. Hitachi, Ltd.*, Case No. C 03 5792 WHA
23 (EMC) (dismissed on November 16, 2004); (2) *Hitachi, Ltd., a Japanese Corporation v. Amtran*
24 *Technology Co., Ltd., a Taiwanese Corporation*, filed concurrently; and (3) *Hitachi, Ltd. v.*
25 *Proview International Holdings, Ltd., a Bermuda corporation; Proview Electronics Co., Ltd., a*
26 *Taiwanese corporation; and Proview Technology, Inc., a California corporation.*, filed
27 concurrently. (Cases (2) and (3) collectively, "Concurrent Related Cases").
28

NOTICE OF RELATED CASES

C 05-02302

ELECTRONIC CASE FILING

NOTICE OF RELATED CASES BZ

(Case Related to Civ. No. C 03 5792 WHA
and cases filed concurrently)

[Civil L.R. 3-12]



1 Civil L.R. 3-12(a) provides that “[a]n action is related to another action when: 1) The
2 actions concern substantially the same parties, property, transaction or event; and (2) It appears
3 likely that there will be an unduly burdensome duplication of labor and expense or conflicting
4 results if the cases are conducted before different Judges.” Civil L.R. 3-12(a).

5 This case and the Concurrent Related Cases concern the same patents previously asserted
6 by Hitachi Ltd. against Top Victory Electronics (Taiwan) Co. Ltd., Envision Peripherals, Inc.,
7 TPV International (USA), Inc., Top Victory Electronics (Fujian) Co., Ltd. and TPV Electronics
8 (Fujian) Co., Ltd. Therefore, the cases share common legal and factual issues. It would, thus,
9 conserve judicial resources and promote an efficient determination of the action to have this case
10 assigned to Judge William Alsup.

11 Dated: June 6, 2005

12 Respectfully submitted,

13 McDermott Will & Emery LLP

14 By: 

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20 Japanese corporation.
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MPK 92303-1.017575.0688

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11 Attorneys for Plaintiff HITACHI, LTD.

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15 HITACHI, LTD., a Japanese corporation,

CASE NO. C 05 02305 CRB

16 Plaintiff,

ELECTRONIC CASE FILING

17 v.

STIPULATION OF DISMISSAL

18 PROVIEW INTERNATIONAL HOLDINGS,
19 LTD., a Bermuda corporation; PROVIEW
ELECTRONICS CO., LTD., a Taiwanese
corporation; and PROVIEW TECHNOLOGY,
20 INC., a California corporation,

21 Defendants.

22
23 It is hereby stipulated by and between counsel to plaintiff, Hitachi Ltd. and counsel to
24 defendants and counterclaim plaintiffs, Proview International Holdings Ltd., Proview
25 Technology, Inc. and Proview Electronics Company Ltd, as follows:

26 1. All claims and counterclaims in the above-captioned action between the parties are
27 dismissed with prejudice.
28

STIPULATION OF DISMISSAL



- 1 2. Each party will bear its own costs and attorneys' fees.
2 3. This Court will retain jurisdiction to enforce the Settlement Agreement between
3 the parties, dated December 29, 2005 (including its exhibits), of which this Stipulation forms a
4 part.

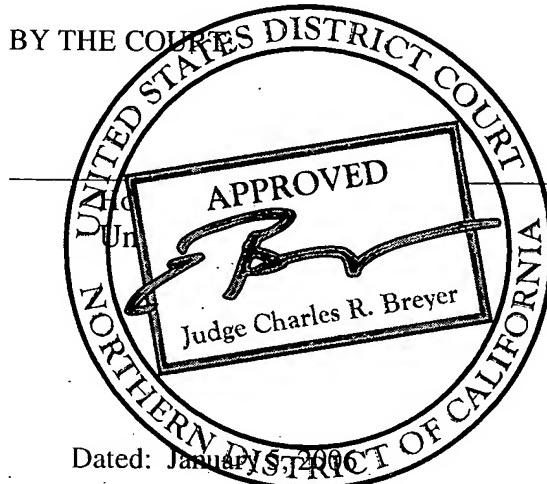
5
6
7 Dated: January 6, 2006

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9
10 Dated: January 5, 2006

11
12 COUNSEL TO HITACHI, LTD.

13
14 STEPHEN J. AKERLEY
15 ELAINE HEAL
16 McDERMOTT WILL & EMERY LLP

17
18 By: /s/ Stephen J. Akerley
19 Stephen J. Akerley



Dated: January 6, 2006

COUNSEL TO PROVIEW
INTERNATIONAL HOLDINGS LTD.,
PROVIEW TECHNOLOGY, INC., PROVIEW
ELECTRONICS CO. LTD.

YITAI HU
SEAN P. DEBRUINE
AKIN GUMP STRAUSS HAUER & FELD

By: /s/ Sean P. DeBruine
Sean P. DeBruine

1 **DECLARATION RE: SIGNATURE PURSUANT TO GENERAL ORDER 45 § X**

2 I, Stephen J. Akerley, declare as follows:

3 1. I am an attorney at the law firm of McDermott Will & Emery LLP, counsel of
4 record for Plaintiff Hitachi, Ltd. in the action entitled *Hitachi, Ltd. v. Proview International*
5 *Holdings, Ltd., et al.*, Case No. C 05 02305 CRB, pending before this Court. I am a member of
6 good standing of the State Bar of California and am admitted to practice in the United States
7 District Court for the Northern District of California. I have personal knowledge of the facts set
8 forth in this Declaration and, if called as a witness, could and would testify competently to such
9 facts under oath.

10 2. I attest that the conformed signature of Sean P. DeBruine, counsel of record for
11 Proview International Holdings, Ltd., et al. appearing in the signature block of the
12 STIPULATION OF DISMISSAL, is Mr. DeBruine's signature, and that Mr. DeBruine has
13 authorized me to file the STIPULATION OF DISMISSAL.

14 Executed on the 5th day of January, 2006 at Palo Alto, California. I declare under penalty
15 of perjury under the laws of the United States that the foregoing is true and correct.

16 _____
17 /s/ Stephen J. Akerley

18 MPK 102382-1.017575.0688

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26 STIPULATION OF DISMISSAL